

awarded arbitration award. Respondents now move to dismiss this case.

Under Federal Rule of Civil Procedure 7(b)(1) a motion to dismiss must state *with particularity* the grounds for seeking the order and the relief sought.² Respondents failed to meet this standard. In their motion, Respondents fail to provide any specific rule on which the Court can base its judgment. The Respondents *could* be moving for dismissal pursuant to Federal Rule of Civil Procedure 12(b)(7) because they argue that Predmore “failed to join all necessary and indispensable parties.”³ Or, Respondents *could* be moving for dismissal pursuant to Rule 12(b)(6) through its argument that “the Petition states a claim upon which relief cannot be granted.”⁴ However, the Court will not make Respondents’ argument for them when they have failed to state with particularity their grounds for dismissal.

Predmore, in an effort to issue a relevant response, assumed that the Respondents sought dismissal pursuant to Rule 12(b)(6), but she expressly noted that she was left to speculate regarding the legal basis for the motion.⁵ Respondents did not file a reply brief clarifying their motion, leaving both Predmore and the Court to speculate.

Due to Respondents failure to state with particularity the grounds for seeking the order, the Court **DENIES** Respondents motion to dismiss.

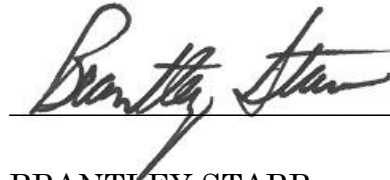
² Fed. R. Civ. P. 7(b)(1)(B)-(C) (emphasis added).

³ Doc. No. 10 at 4.

⁴ *Id.*

⁵ Doc. No. 19 at 1.

IT IS SO ORDERED this 11th day of April, 2023.

A handwritten signature in black ink, reading "Brantley Starr", is written over a horizontal line.

BRANTLEY STARR
UNITED STATES DISTRICT JUDGE